

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Box 809 / A*

08/31/99  
Jc520 U.S. PTO

File No. MON-103.0 CON I  
 Anticipated Classification  
 of this application:  
 Class \_\_\_\_\_ Subclass \_\_\_\_\_  
 Prior application:  
 Examiner Y. Eyler  
 Art Unit 1642

I hereby certify that this paper  
 is being deposited with the United States  
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8-31-99 *V. Hughes*  
 Date August 31, 1999  
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09/30/99  
Jc617 U.S. PTO  
09/30/99

ASSISTANT COMMISSIONER FOR PATENTS  
 WASHINGTON, D.C. 20231

Sir: This is a request for filing a  
 ( X ) Continuation application,  
 ( ) Divisional application,

under 37 CFR §1.60, of pending prior application Serial No. 08/934,367 filed on September 19, 1997 of Needleman et al. for AN IMMUNOLOGICAL PROCESS AND CONSTRUCTS FOR INCREASING THE HDL CHOLESTEROL CONCENTRATION BY DNA VACCINATION

1. (X) Enclosed is a copy of the prior application, including the oath or declaration as originally filed. The attached application papers are a true copy of prior application Serial No. 08/934,367 as originally filed on September 19, 1997, except that the express mail certification present at the top of page 1 of the parent application has been replaced by a similar certification reciting the filing date and no amendments referred to in the oath or declaration as originally filed introduced new matter. This statement is made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2. (X) The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS  
 CANCELLED BY AMENDMENT BELOW

For	No. Filed	No. Extra	Rate	Fee
Basic Fee. . . .				\$ 760.00
Independent Claims . . .	1 - 3 =	0	x \$82.00 =	\$ _____ 0
Total Claims . . . .	8 - 20 =	0	x \$18.00 =	\$ _____ 0
		Total Filing Fee		\$ _____ 760.00
Statement of Status as Small Entity Reducing Filing Fee by Half to				\$ _____ .00

3. ( ) Verified statements (Declarations) claiming small entity status were filed in the prior application and small entity status for this application is proper and desired.
4. ( X ) A check in the amount of \$ 760.00 is enclosed.
5. ( X ) The Commissioner is hereby authorized to charge any additional fees which may be required for this application under 37 CFR §§1.16-1.17, or credit any overpayment, to Deposit Account No. 23-0920. A duplicate copy of this sheet is enclosed.
6. ( X ) Cancel in this application original claims 1, 2, 9-11, and 14-31 of the prior application before calculating the filing fee.
7. ( X ) Amend the specification by inserting before the first line the sentence: --This is a (X) continuation, ( ) division, of application Serial No. 08/934,367, filed September 19, 1997.--
8. ( ) Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by §1.138 and before payment of base issue fee.)
- 8a. ( ) New formal drawings are enclosed.
9. ( X ) Other: STATEMENT UNDER 37 CFR § 1.821(f) and computer readable disk with prior sequence listing from parent application
10. ( ) Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC §119.
11. ( X ) The prior application is assigned of record to Monsanto Company.
12. ( X ) The power of attorney in the prior application is to :

Edward P. Gamson Registration No. 29,381  
**WELSH & KATZ, LTD.**  
120 South Riverside Plaza  
22nd Floor  
Chicago, Illinois 60606  
and other members of the firm.

- (a) ☒ The power appears in the original papers in the prior application.
- (b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) ☒ Address all future communications to:  
    **WELSH & KATZ, LTD.**  
    120 South Riverside Plaza  
    22nd Floor  
    Chicago, Illinois 60606  
    Telephone: (312) 655-1500  
    (May be completed only by applicant, or the attorney or agent of record.)
- (d) ☒ The executed Power of Attorney document filed in the prior application.
- (e) ☐ The executed Verified Statements claiming small entity, filed in the prior application.

August 31, 1999



Edward P. Gamson  
Registration No. 29,381  
☒ Attorney or agent of record  
☐ Filed Under §1.34(a)

**WELSH & KATZ, LTD.**  
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